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10 [Proposed] Lead Counsel

11  
 12 UNITED STATES DISTRICT COURT  
 13 NORTHERN DISTRICT OF CALIFORNIA

14 IN RE LUMINENT MORTGAGE CAPITAL,  
 15 INC. SECURITIES LITIGATION

16 No. C 07-4073 PJH

17 CLASS ACTION

18 No. 3:07-cv-04096-PJH

19 NOTICE OF WITHDRAWAL AND  
 20 REFILING, PURSUANT TO COURT  
 ORDER, OF MOTION TO CONSOLIDATE  
 21 ACTIONS, TO BE APPOINTED LEAD  
 PLAINTIFF AND FOR APPROVAL OF  
 22 LEAD PLAINTIFF'S SELECTION OF LEAD  
 COUNSEL

23 DATE: November 21, 2007

24 TIME: 9:00 a.m.

25 COURTROOM: 3

26 JUDGE: Hon. Phyllis J. Hamilton

27 [Captions Continued on Next Page]

28 NOTICE OF WITHDRAWAL AND REFILING OF MOTION OF RONALD LARSON TO CONSOLIDATE  
 ACTIONS, TO BE APPOINTED LEAD PLAINTIFF AND FOR APPROVAL OF LEAD PLAINTIFF'S SELECTION  
 OF LEAD COUNSEL  
 CASE NO. 3:07-cv-04096-PJH

1  
2 PEM RESOURCES LP, Individually and On  
3 Behalf of All Others Similarly Situated,

4 Plaintiff,

5 v.

6 LUMINENT MORTGAGE CAPITAL, INC.,  
7 GAIL P. SENECA, SEWELL TREZEVANT  
8 MOORE, JR., and CHRISTOPHER J. ZYDA,

9 Defendants.

Case No. 3:07-cv-04184-PJH

10 HOWARD J. KAPLOWITZ IRA, Individually  
11 and On Behalf of All Others Similarly  
12 Situated,

13 Plaintiff,

14 v.

15 LUMINENT MORTGAGE CAPITAL, INC.,  
16 S. TREZEVANT MOORE, JR. and  
17 CHRISTOPHER J. ZYDA,

18 Defendants.

Case No. 3:07-CV-04140-PJH

19 ELLIOT GREENBERG, Individually and On  
20 Behalf of All Others Similarly Situated,

21 Plaintiff,

22 v.

23 LUMINENT MORTGAGE CAPITAL, INC.,  
24 GAIL P. SENECA, SEWELL TREZEVANT  
25 MOORE, JR., and CHRISTOPHER J. ZYDA,

26 Defendants.

Case No. 3:07-cv-04141-PJH

27 ALLEN M. METZGER, On Behalf of Himself  
28 and All Others Similarly Situated,

29 Plaintiff,

30 v.

31 LUMINENT MORTGAGE CAPITAL, INC.,  
32 GAIL P. SENECA, SEWELL TREZEVANT  
33 MOORE, JR., and CHRISTOPHER J. ZYDA,

34 Defendants.

Case No. 3:07-cv-04686-PJH

35 NOTICE OF WITHDRAWAL AND REFILING OF MOTION OF RONALD LARSON TO CONSOLIDATE  
36 ACTIONS, TO BE APPOINTED LEAD PLAINTIFF AND FOR APPROVAL OF LEAD PLAINTIFF'S SELECTION  
37 OF LEAD COUNSEL  
38 CASE NO. 3:07-cv-04096-PJH

1 TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

2 On October 9, 2007, Plaintiff Ronald Larson filed a Motion to Consolidate Actions, to be  
 3 Appointed Lead Plaintiff and for Approval of Lead Plaintiff's Selection of Lead Counsel, along with  
 4 a Declaration of Alan R. Plutzik in Support of the Motion of Ronald Larson to Consolidate Actions,  
 5 to be Appointed Lead Plaintiff and for Approval of Lead Plaintiff's Selection of Lead Counsel in the  
 6 following actions:

7 Rosenbaum Capital LLC v. Luminent, et al. Action No. 3:07-cv-04096-PJH

8 PEM Resources v. Luminent, et al. Action No. 3:07-cv-04184-PJH

9 Howard J. Kaplowitz Ira v. Luminent, et al. Action No. 3:07-cv-04140-PJH

10 Elliot Greenberg v. Luminent, et al. Action No. 3:07-cv-04141-PJH

11 Allen M. Metzger v. Luminent, et al. Action No. 3:07-cv-04686-PJH

12 On October 10, 2007, the Court issued its Order Consolidating Cases in which the Court  
 13 directed that in cases other than the consolidated action, the motions for appointment of lead counsel  
 14 shall be withdrawn.

15 Pursuant to the Court's October 10, 2007 Order, Plaintiff Ronald Larson hereby withdraws  
 16 his Motion to Consolidate Actions, to be Appointed Lead Plaintiff and for Approval of Lead  
 17 Plaintiff's Selection of Lead Counsel filed in the above-referenced actions and gives notice that the  
 18 Motion is being refiled on October 16, 2007 in the following action:

19 In Re Luminent Mortgage Capital, Inc., Securities Litigation, Case No. C07-4073 PJH

20  
 21 Dated: October 16, 2007

Respectfully submitted,

22  
 23 SCHIFFRIN BARROWAY  
 24 TOPAZ & KESSLER, LLP

25  
 26 /s/Alan R. Plutzik

27  
 28 Alan R. Plutzik

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